

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

**SAN JOSE DIVISION**

RICHARD W. WIEKING  
CLERK  
U.S. DISTRICT COURT  
NO. DIST. OF CA. S. J.

**THE UNITED STATES OF AMERICA**

**vs.**

**RICARDO SAEZ and  
CEFERINO ORTIZ, JR., a/k/a "CEFE"**

**INDICTMENT**

Count One: Title 21, United States Code, Sections 846 and 841(b)(1)(A)(viii) and 841(b)(1)(B)(viii) - Conspiracy to Distribute Methamphetamine

Count Two: Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii) - Distribution of Methamphetamine

Count Three: Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii) - Distribution of Methamphetamine

Count Three: Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii) - Distribution of Methamphetamine

*A true bill.*

*Zena Bryant*  
**Foreperson**

**Filed in open court this**

**day of**

**A.D. 2007**

**UNITED STATES MAGISTRATE JUDGE**

**Bail. \$**

*no bail arrest warrant*

DOCUMENT NO	CSA's INITIALS
1	f
DISTRICT COURT CLERK CASE PROCESSING	

SCOTT N. SCHOOLS (SCBN 9990)  
United States Attorney

FILED

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RICHARD W. WIEKING  
CLERK  
U.S. DISTRICT COURT  
NO. DIST. OF CA. S.J.

SEALED BY ORDER  
OF THE COURT

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

CR 07 00524

UNITED STATES OF AMERICA,

No.

Plaintiff,

VIOLATIONS: 21 U.S.C. § 846 –  
Conspiracy to Distribute Methamphetamine;  
21 U.S.C. § 841(a)(1) - Distribution of  
Methamphetamine

v.

RICARDO SAEZ and  
CEFERINO ORTIZ, JR.,  
a/k/a/ "CEFE",

SAN JOSE VENUE

Defendants.

INDICTMENT

The Grand Jury charges:

COUNT ONE: (21 U.S.C. §§ 846 and 841(b)(1)(A)(viii) and 841(b)(1)(B)(viii))

On or about December 13, 2006, and continuing through and including March 8, 2007,  
in the Northern District of California, the defendants,

RICARDO SAEZ and  
CEFERINO ORTIZ, JR.,  
a/k/a/ "CEFE",

did knowingly and intentionally conspire with other persons known and unknown to the Grand

INDICTMENT

1 Jury to distribute a controlled substance, to wit, 50 grams and more of methamphetamine, its  
2 salts, isomers, and salts of its isomers, and 50 grams and more of a mixture and substance  
3 containing a detectable amount of methamphetamine, its salts, isomers, and salts of its isomers,  
4 in violation of Title 21, United States Code, Sections 846 and 841(b)(1)(A)(viii) and  
5 841(b)(1)(B)(viii).

6 COUNT TWO: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A)(viii) and 841(b)(1)(B)(viii))

7 On or about December 22, 2006, in the Northern District of California, the defendants,

8 RICARDO SAEZ and  
9 CEFERINO ORTIZ, JR.,  
a/k/a/ "CEFE",

10 did knowingly and intentionally distribute a controlled substance, to wit, 50 grams and more of  
11 methamphetamine, its salts, isomers, and salts of its isomers, and 50 grams and more of a  
12 mixture and substance containing a detectable amount of methamphetamine, its salts, isomers,  
13 and salts of its isomers, in violation of Title 21, United States Code, Sections 841(a)(1) and  
14 841(b)(1)(A)(viii) and 841(b)(1)(B)(viii).

15 COUNT THREE: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A)(viii) and 841(b)(1)(B)(viii))

16 On or about January 19, 2007, in the Northern District of California, the defendants,

17 RICARDO SAEZ and  
18 CEFERINO ORTIZ, JR.,  
a/k/a/ "CEFE",

19 did knowingly and intentionally distribute a controlled substance, to wit, 50 grams and more of  
20 methamphetamine, its salts, isomers, and salts of its isomers, and 50 grams and more of a  
21 mixture and substance containing a detectable amount of methamphetamine, its salts, isomers,  
22 and salts of its isomers, in violation of Title 21, United States Code, Sections 841(a)(1) and  
23 841(b)(1)(A)(viii) and 841(b)(1)(B)(viii).

24 COUNT FOUR: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A)(viii) and 841(b)(1)(B)(viii))

25 On or about March 8, 2007, in the Northern District of California, the defendants,

26 RICARDO SAEZ and  
27 CEFERINO ORTIZ, JR.,  
a/k/a/ "CEFE",

28 did knowingly and intentionally distribute a controlled substance, to wit, 50 grams and more of

1 methamphetamine, its salts, isomers, and salts of its isomers, and 50 grams and more of a  
2 mixture and substance containing a detectable amount of methamphetamine, its salts, isomers,  
3 and salts of its isomers, in violation of Title 21, United States Code, Sections 841(a)(1) and  
4 841(b)(1)(A)(viii) and 841(b)(1)(B)(viii).

5  
6 A TRUE BILL.

7  
8  
9 DATED: Aug. 9, 2007

Elena Bryant  
FOREPERSON

10  
11  
12 SCOTT N. SCHOOLS  
United States Attorney

13  
14 David R. Callaway  
15 DAVID R. CALLAWAY  
16 Deputy Chief, San Jose Office

17  
18  
19 (Approved as to form: AUSA O'Connell)

# DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT  
☐ SUPERSEDING

## OFFENSE CHARGED

SEE ATTACHMENT TO PENALTY SHEET

**FILED**

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PENALTY:

SEE ATTACHMENT TO PENALTY SHEET

☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony

**CR**

SEALED BY ORDER  
 OF THE COURT

## PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

S/A Robert Patrizi-ATF

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. Att'y ☐ Defense

☐ this prosecution relates to a pending case involving this same defendant

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW  
 DOCKET NO.

MAGISTRATE  
 CASE NO.

Name and Office of Person  
 Furnishing Information on  
 THIS FORM

**SCOTT N. SCHOOLS**

☒ U.S. Att'y ☐ Other U.S. Agency

Name of Asst. U.S. Att'y  
 (if assigned)

**THOMAS M. O'CONNELL**

Name of District Court, and/or Judge/Magistrate Location  
 NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

**RICARDO SAEZ**

DISTRICT COURT NUMBER

**07 00524**

## DEFENDANT

### IS NOT IN CUSTODY

- Has not been arrested, pending outcome this proceeding.  
 If not detained give date any prior summons was served on above charges
- 1) ☒ If not detained give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

### IS IN CUSTODY

- 4) ☐ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges
- If answer to (6) is "Yes", show name of institution
- ☐ Fed'l ☐ State

Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

Month/Day/Year

DATE OF ARREST

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

☐ This report amends AO 257 previously submitted

## ADDITIONAL INFORMATION OR COMMENTS

### PROCESS:

☐ SUMMONS ☐ NO PROCESS\*

☒ WARRANT Bail Amount: **NO BAIL**

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

\*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

UNITED STATES OF AMERICA  
v.  
RICHARDO SAEZ and  
CEFERINO ORTIZ, JR., a/k/a "CEFE"

**ATTACHMENT TO PENALTY SHEET**

Count One: Title 21, United States Code, Sections 846 and 841(b)(1)(B)(viii) and 841(b)(1)(A)(viii) - Conspiracy to Distribute Methamphetamine

5 years imprisonment (mandatory minimum)  
40 years imprisonment (maximum)  
\$2,000,000 Fine  
4 years of supervised release  
\$100 special assessment

Count Two: Title 21, United States Code, Sections 846 and 841(b)(1)(B)(viii) and 841(b)(1)(A)(viii) - Distribution of Methamphetamine

10 years imprisonment (mandatory minimum)  
Life imprisonment (maximum)  
\$4,000,000 Fine  
5 years of supervised release  
\$100 special assessment

Count Three: Title 21, United States Code, Sections 846 and 841(b)(1)(B)(viii) and 841(b)(1)(A)(viii) - Distribution of Methamphetamine

10 years imprisonment (mandatory minimum)  
Life imprisonment (maximum)  
\$4,000,000 Fine  
5 years of supervised release  
\$100 special assessment

Count Four: Title 21, United States Code, Sections 846 and 841(b)(1)(B)(viii) and 841(b)(1)(A)(viii) - Distribution of Methamphetamine

10 years imprisonment (mandatory minimum)  
Life imprisonment (maximum)  
\$4,000,000 Fine  
5 years of supervised release  
\$100 special assessment



AO 257 (Rev. 6/78)

## DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT  
☐ SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location  
 NORTHERN DISTRICT OF CALIFORNIA

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RICHARD W. WIEKING  
 CLERK  
 U.S. DISTRICT COURT  
 NO. DIST. OF CA. S.J.

☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony

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CR

DEFENDANT - U.S.

CEFERINO ORTIZ, JR. a/k/a "CEFE"

DISTRICT COURT NUMBER

07 00524

RMA  
FVT

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- If answer to (6) is "Yes", show name of institution
- ☐ Fed'l ☐ State

Has detainer  
 been filed?

☐ Yes  
☐ No

If "Yes"  
 give date  
 filed

Month/Day/Year

DATE OF  
 ARREST

Or... if Arresting Agency &amp; Warrant were not

Month/Day/Year

DATE TRANSFERRED  
 TO U.S. CUSTODY

☐ This report amends AO 257 previously submitted

## PROCEEDING

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S/A Robert Patrizi-ATF

☐ person is awaiting trial in another Federal or State  
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☐ this person/proceeding is transferred from another  
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SHOW  
DOCKET NO.

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☐ this prosecution relates to a  
 pending case involving this same  
 defendant

MAGISTRATE  
CASE NO.

☐ prior proceedings or appearance(s)  
 before U.S. Magistrate regarding  
 this defendant were recorded under

Name and Office of Person  
 Furnishing Information on  
 THIS FORM

SCOTT N. SCHOOLS

☒ U.S. Att'y ☐ Other U.S. Agency

Name of Asst. U.S. Att'y  
 (if assigned)

THOMAS M. O'CONNELL

## ADDITIONAL INFORMATION OR COMMENTS

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UNITED STATES OF AMERICA

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